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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 2—APPOINTMENT THROUGH THE COMPETITIVE SYSTEM

PART 10—SPECIAL TRANSITIONAL PROCEDURES

MISCELLANEOUS AMENDMENTS

1. Section 2.107 (c) is amended by the addition of a subparagraph numbered (4) as follows:

§ 2.107 *Eligible registers.* * * *
(c) * * *

(4) A person having eligibility under subparagraphs (2) or (3) of this paragraph who, due to disability incurred because of military service in World War II, is unable to perform the duties of the position designated by him at the time of taking the examination for appointment thereto, may upon written request at any time have his name entered upon any list of eligibles for which a like examination is required and shall continue to have the rights granted by subparagraphs (2) or (3) of this paragraph.

2. Section 10.109 (a) is amended to read as follows:

§ 10.109 *Regulatory restoration after military service.* (a) Any civilian employee in the competitive service who has left or leaves on or before December 31, 1948, a temporary position in order to perform active service in the armed forces of the United States shall be re-employed either in the position he left, or one of like seniority, status, and pay in the same geographical locality in which formerly employed, so long as such a position is occupied by an employee with lower retention preference. His reemployment shall be subject to the following requirements: The employee shall (1) have been honorably separated from the armed forces; (2) be qualified to perform the duties of the position; (3) make application for reemployment within 90 days after he is relieved from active service, or from hospitalization continuing after discharge for a period of not more than one year; and (4) have been serving under an appointment not limited to one year or less when he entered the armed forces. Reemployment under this section shall be made within 30 days of application but shall not require the re-

moval through reduction in force of any employee with higher retention preference, nor extend the limitation placed on the employee's original appointment.
(R. S. 1753; sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 48-10975; Filed, Dec. 16, 1948; 8:54 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[1948 C. O. C. Winter Cover Crop Seed Bulletin 1]

PART 274—SEED PURCHASE AND LOAN PROGRAM

1948 WINTER COVER CROP SEED PRICE SUPPORT PROGRAM BULLETIN

This bulletin states the requirements with respect to the 1948 Winter Cover Crop Seed Purchase Agreement Program formulated by Commodity Credit Corporation (hereinafter referred to as CCC) and the Production and Marketing Administration (hereinafter referred to as PMA). Purchase agreements will be made available on eligible seed produced in 1948 in accordance with this bulletin.

- Sec.
274.251 Administration.
274.252 Availability of purchase agreements.
274.253 Eligible producer.
274.254 Eligible seed.
274.255 Eligible storage.
274.256 Approved forms.
274.257 Determination of quantity.
274.258 Determination of quality.
274.259 Service fees.
274.260 Liens.
274.261 Set-offs.
274.262 Assignment of the purchase agreement.
274.263 Delivery.
274.264 PMA commodity offices.
274.265 Schedule of specifications and prices.
274.266 Approved bags.

AUTHORITY: §§ 274.251 to 274.266 issued under sec. 4 (b), 55 Stat. 498; ccc. 1 (d) Pub. Law 897, 80th Cong.; sec. 5 (a) Pub. Law 808, 80th Cong.; 15 U. S. C. 713 (a)–8 (b).

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§ 274.251 *Administration*. The program will be administered in the field by PMA through PMA commodity offices, State PMA committees, and county agricultural conservation committees (hereinafter referred to as county committee). The program will be under the general supervision and direction of the Manager, CCC.

Forms will be distributed through the offices of State and county committees.

County committees will determine or cause to be determined the quantity of seed in each lot and, on the basis of official test certificates, determine the eligibility and value of seed delivered under a purchase agreement. All purchase agreement documents will be completed and approved by the county committee, which will retain copies of all such documents. The county committee may designate in writing certain employees of the county agricultural conservation association to approve such forms on behalf of the committee.

§ 274.252 *Availability of purchase agreements*—(a) *Area*. Purchase agreements shall be available in all areas where such seed are produced.

(b) *Time*. Purchase agreements shall be available through February 28, 1949, and must be signed by the producer and delivered or mailed to the county committee not later than such date.

(c) *Source*. Purchase agreements shall be made through the offices of county committees.

§ 274.253 *Eligible producer*. An eligible producer shall be any individual, partnership, association, corporation, or other legal entity producing eligible seed in 1948 as landowner, landlord, tenant, or sharecropper.

§ 274.254 *Eligible seed*. Eligible seed shall be Austrian Winter Peas, Hairy Vetch, and Crimson Clover produced in the Continental United States (hereinafter called "seed") which has been cleaned, bagged, tagged and fumigated, when necessary, and which is harvested in 1948, the beneficial interest in which is in the producer, and always has been in him, or in him and a former producer whom he succeeded before the seed was harvested, and which meets the following requirements:

(a) *Specifications*. The seed must, on the basis of official purity and germination tests, be equal to or better in every respect than the minimum specifications for the particular kind of seed as shown in § 274.265.

(b) *Noxious weeds*. The seed must not contain noxious weed seeds in excess of the number permitted by the State Seed Law and rules and regulations pursuant thereto of the State in which the seed is produced; or of the State where the seed is stored.

(c) *Packaging*. The seed shall be packaged in new bags of approved quality as described in § 274.266. If new bags are not available, No. 1 used bags as heavy as, or heavier than, those described therein, thoroughly cleaned before being filled, free of holes, patches, or other defects, may be used.

§ 274.255 *Eligible storage*—(a) *Eligible storage* shall consist of storage made available by warehousemen, seed dealers, cooperative associations, and others having adequate facilities for handling and storing seed for which a Seed Cleaning and Storage Agreement has been entered into with Commodity Credit Corporation. (Warehousemen, seed dealers, cooperative associations, and others desiring approval for their facilities should secure

recommendation for approval from the local county committee who will submit the recommendation to the State committee for transmittal to the FMA commodity office serving the area in which the warehouse is located.) A list of approved warehouses will be furnished State FMA offices and county committees, and information relating to such warehouses may be obtained from these offices.

(b) *Warehouse receipts*. The seed must be represented by warehouse receipts which satisfy the following requirements:

(1) Warehouse receipts must be issued in the name of the producer, must be properly endorsed in blank so as to vest title in the holder, and must be issued by an approved warehouse.

(2) Warehouse receipts shall carry an endorsement in substantially the following form:

Warehouse charges (except receiving charges) through April 30, 1949, on the seed represented by this warehouse receipt have been paid or otherwise provided for, and lien for such charges will not be claimed by the warehouseman from CCC or any subsequent holder of the warehouse receipt.

(3) Each warehouse receipt, or the warehouseman's supplemental certificate (in duplicate) properly identified with the warehouse receipt, must show the net weight and represent a particular lot of seed, the quality of which is evidenced by attached official purity and germination test certificates.

Separate warehouse receipts for each lot of seed must set forth in the written or printed terms the kind of variety of seed, the lot identity or number, the number of bags, the net weight, and such other information as is required to determine the quantity of seed.

§ 274.256 *Approved forms*. The approved forms consist of purchase agreement documents which, together with the provisions of this bulletin, govern the rights and responsibilities of the producer. Any fraudulent representations made by a producer in obtaining a purchase agreement or in executing any of the purchase documents will render him subject to criminal prosecution. Purchase agreements executed by an administrator, executor, or trustee will be acceptable only where legally valid.

(a) *Purchase agreement documents*. The purchase agreement documents shall consist of the Purchase Agreement (Commodity Purchase 1) and Purchase Agreement Settlement (Commodity Purchase 4) signed by the producer and approved by the county committee, negotiable warehouse receipts, official germination and purity test certificates and such other forms as may be prescribed by CCC.

(b) *Negotiable warehouse receipts*. Negotiable warehouse receipts representing the particular lot of seed, the quality of which is evidenced by an attached official germination and purity test certificates.

§ 274.257 *Determination of quantity*. The quantity of seed delivered shall be

the net weight of seed specified on the warehouse receipt.

§ 274.258 *Determination of quality*. The county committee will determine the quality of the seed on the basis of official purity and germination tests of a representative sample. An "official test" shall be an analysis made by a Federal or State Seed Testing Laboratory, where such facilities are available, or, in the absence of such facilities, a seed testing laboratory approved by the State committee. Not more than five (5) calendar months shall have elapsed since the last day of the month in which the germination test was completed. A representative sample for determination of quality shall be a sample taken by a licensed State inspector, or where such services are not provided, the county agricultural conservation committee shall arrange for the securing of a representative sample which shall consist of equal portions taken from evenly distributed parts of the lot of bagged seed to be sampled. In quantities of 5 bags or less, each bag shall be sampled; in quantities of more than 5 bags, at least every fifth bag but not less than 5 bags shall be sampled. A probe or trier shall be used in drawing samples.

§ 274.259 *Service fees*. At the time the producer signs the purchase agreement he shall pay a service fee of 1 cent per 100 pounds on the quantity specified on Commodity Purchase 1, as the maximum quantity he may deliver, or \$1.50, whichever is greater. No refund of service fee will be made.

§ 274.260 *Liens*. The seed must be free and clear of all liens and encumbrances, or if liens or encumbrances exist proper waivers must be obtained.

§ 274.261 *Set-offs*. A producer who is listed on the county debt register as indebted to any agency or corporation of the U. S. Department of Agriculture shall designate the agency or corporation to which he is indebted as the payee of the proceeds of the purchase to the extent of such indebtedness, but not to exceed that portion of the proceeds remaining after deductions of the service fees and amounts due prior lienholders. Indebtedness owing to the CCC shall be given first consideration after claims of prior lienholders.

§ 274.262 *Assignment of the purchase agreement*. The producer may not assign the purchase agreement.

§ 274.263 *Delivery*. The producer who signs a purchase agreement (Commodity Purchase 1) will not be obligated to deliver any seed to CCC. He may deliver any amount up to but not in excess of the quantity shown on Commodity Purchase 1. If the producer desires to deliver seed to CCC he shall, within 30 days following April 30, 1949, submit warehouse receipts representing eligible seed stored in eligible warehouse storage to the county committee, or, in the case of seed stored in other than eligible warehouse storage, he shall notify the county committee of his intention to sell and request delivery instructions. The producer must then complete delivery within a 15-day period immediately following

the date the county committee issues delivery instructions unless the county committee determines that more time is needed for delivery. When delivery is completed, payment will be made by sight draft drawn on CCC by the State PMA office on the basis of an approved Commodity Purchase 4. The producer shall direct on such form to whom payment of the purchase price shall be made.

Eligible seed will be purchased on the basis of net weight of such seed and in accordance with the schedule of rates and specifications shown in § 274.265.

§ 274.264 PMA commodity offices.

ADDRESS AND AREA

Atlanta, Ga., 449 West Peachtree Street NE., Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia.

Chicago 5, Ill., 623 South Wabash Avenue: Illinois, Indiana, Iowa, Michigan, Ohio.

Dallas 2, Tex., 1114 Commerce Street: Arkansas, Louisiana, New Mexico, Oklahoma, Texas.

Kansas City 6, Mo., 417 East Thirteenth Street: Colorado, Kansas, Missouri, Nebraska, Wyoming.

Minneapolis 1, Minn., 328 McKnight Building: Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

New York 4, N. Y., 67 Broad Street: Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia.

Portland 5, Oreg., 515 Southwest Tenth Avenue: Idaho, Oregon, Washington.

San Francisco 2, Calif., 30 Van Ness Avenue: Arizona, California, Nevada, Utah.

§ 274.265 Schedule of specifications and prices.

SCHEDULE OF SPECIFICATIONS AND PRICES

	Hairy vetch ¹	Crimson clover	Austrian winter peas
1. Basic price per pound ²	\$0.12	\$0.115	\$0.04
2. Basic price requirements:			
Germination ³	90	85	90
Purity.....	95	98	90
Total winter legume.....	98	(⁴)	93
Noxious weeds permitted.....	(⁵)	None	(⁶)
Common weed not to exceed.....	1%	1%	1%
Other crop seed permitted.....	(⁷)	2%	(⁸)
3. Discount per cwt. applicable for each percent below the basic price requirements for:			
Germination ³.....	.16	.16	.07
Purity.....	.09	.20	.015
4. Minimum eligibility requirements:			
Germination ³	70	75	75
Purity.....	70	98	70
Total winter legume.....	98	(⁴)	93
Noxious weeds permitted.....	(⁵)	None	(⁶)
Common weed not to exceed.....	1%	1%	1%
Other crop seed permitted.....	(⁷)	4%	(⁸)

¹ Price of hairy vetch shall not be discounted due to the presence of woollypod.

² The price of seed grown east of the Rocky Mountains will be one cent per pound higher than the prices shown herein.

³ Live seed including hard seed.

⁴ No requirements specified for this item. However, the total winter legume requirements where specified and the purity requirement for crimson clover must be met in order for seed to be eligible for purchase.

⁵ Noxious weed seed shall not exceed the quantity specified in the State Seed Law or regulations for planting in the State where grown.

⁶ Crimson clover containing not more than 5 wild onion bulblets per ounce will be eligible for purchase in Kentucky only at a discount of \$1.00 per cwt.

§ 274.266 *Approved bags.* The following chart indicates the types of bags approved for use in packaging seed of the 1948 crop:

(a) *For Austrian Winter Peas and Hairy Vetch.*

	Pounds
(1) 8-harness twill: (1) 36-inch 8-oz. or heavier.....	100
(2) Try-sax:	
(1) 36-inch 7.5-oz. or heavier.....	100
(1) 40-inch 8.25-oz. or heavier.....	100
(3) Osnaburg:	
(1) 36-inch 7-oz. or heavier.....	100
(1) 40-inch 2.05-yd. or heavier.....	100
(4) Burlap: (1) 10-oz. or heavier.....	100

(b) *For Crimson Clover*

(1) Try-sax (double seam)	
(1) 36-inch 7.5-oz. or heavier.....	100
(1) 40-inch 8.25-oz. or heavier.....	100
(2) Osnaburg (seamless or double seam)	
(1) 30-inch 7-oz. or heavier.....	100
(3) Seamless cotton 16-oz.....	150

Issued this 14th day of December 1948.

ELMER F. KRUSE,
Manager

Commodity Credit Corporation.

Approved:

RALPH S. TRIGG,
President,

Commodity Credit Corporation.

[F. R. Doc. 48-10997; Filed, Dec. 16, 1948; 8:57 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 971—MILK IN THE DAYTON-SPRINGFIELD, OHIO, MARKETING AREA

ORDER AMENDING ORDER, AS AMENDED, REGULATING HANDLING

§ 971.0 *Findings and determinations.* The findings and determinations hereinafter set forth are supplementary to and in addition to the findings and determinations made in connection with the issuance of this order and of each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933) as amended, and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act") and the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders (7 CFR, Supps. 900.1 et seq., 12 F. R. 1159, 4904) a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions of said order, as amended, and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8e of the act are not reasonable in view of the price of feeds, the available supplies of feeds, and other economic conditions which affect market supply and demand for such milk, and the minimum prices specified in the order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

(b) *Additional findings.* It is necessary to make effective promptly the present amendments to the said order, as amended, to reflect current marketing conditions, and to insure the production of an adequate supply of milk. Any further delay in the effective date of this order, as amended, and as hereby further amended, will seriously threaten the supply of milk for the Dayton-Springfield, Ohio, marketing area and will disrupt orderly marketing. The changes effected by this order, amending the order, as amended, do not require of persons affected substantial or extensive preparation prior to the effective date. In view of the foregoing, it is impracticable, unnecessary, and contrary to the public interest to delay the effective date of this order for 30 days after its publication (sec. 4 (c) Administrative Procedure Act, Pub. Law 404, 79th Cong. 60 Stat. 237)

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended) of more than 50 percent of the volume of milk covered by the aforesaid order, as amended, and as hereby further amended, which is marketed within the Dayton-Springfield, Ohio, marketing area, refused or failed to sign the marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order, further amending the said order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-

thirds of the producers who, during September 1948 (said month having been determined to be a representative period), were engaged in the production of milk for sale in the said marketing area.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Dayton-Springfield, Ohio, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. Delete from § 971.5 (b) (1) the proviso contained therein and substitute therefor the following: "Provided, That such price for Class I milk shall be not less than \$4.70 from the effective date of this amendment through January 31, 1949; and not less than \$4.48 for the month of February 1949."

2. Delete from § 971.5 (c) (1) the proviso contained therein and substitute therefor the following: "Provided, That such price for Class II milk shall be not less than \$4.40 from the effective date of this amendment through January 31, 1949; and not less than \$4.18 for the month of February 1949."

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq., sec. 102, Reorg. Plan 1 of 1947; 12 F. R. 4534)

Issued at Washington, D. C., this 15th day of December 1948, to be effective upon publication in the FEDERAL REGISTER.

[SEAL] A. J. LOVELAND,
Acting Secretary of Agriculture.

[F. R. Doc. 48-11012; Filed, Dec. 16, 1948; 8:50 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter III—Economic Cooperation Administration

[ECA Reg. 1, Order 1]

PART 1111—PROCEDURES FOR FURNISHING ASSISTANCE TO PARTICIPATING COUNTRIES

PROCUREMENT AUTHORIZATIONS FOR FOURTH QUARTER 1948 ISSUED AFTER DELIVERY OF COMMODITY OR SERVICE

Pursuant to the powers reserved in § 1111.21 of ECA Regulation 1, the Administrator hereby waives the provisions of the regulation in the following respect:

Procurement authorizations for fourth quarter 1948 issued after delivery of commodity or service. Notwithstanding the provisions of § 1111.5 (a) any Procurement Authorization issued for the fourth quarter 1948 may be used to cover procurement of a commodity or service delivered before the issuance of such Procurement Authorization, provided delivery was in fact made on or after October 1, 1948.

HOWARD BRUCE,
Acting Administrator for
Economic Cooperation.

[F. R. Doc. 48-10961; Filed, Dec. 16, 1948; 8:46 a. m.]

[ECA Reg. 1, Order 2]

PART 1111—PROCEDURES FOR FURNISHING ASSISTANCE TO PARTICIPATING COUNTRIES

ORDER ACCEPTANCE UNDER FOURTH QUARTER 1948 PROCUREMENT AUTHORIZATIONS

Pursuant to the powers reserved in § 1111.21 of ECA Regulation 1, the Administrator hereby waives the provisions of the regulation in the following respect:

Order acceptance under fourth quarter 1948 procurement authorizations. Notwithstanding the provisions of § 1111.12, an importer may place and a supplier may accept an order for delivery in the first quarter 1949 identified by a Procurement Authorization number for the fourth quarter, 1948. Delivery of such an order, however, must be made before April 1, 1949.

Sub-authorizations under fourth quarter 1948 Procurement Authorizations may not be made after January 31, 1949.

HOWARD BRUCE,
Acting Administrator for
Economic Cooperation.

[F. R. Doc. 48-10962; Filed, Dec. 16, 1948; 8:46 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of the Housing Expediter

[Controlled Housing Rent Reg.,¹ Amdt. 53]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

CONTROLLED HOUSING RENT REGULATION

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) is amended in the following respect:

1. Schedule B is amended by incorporating Item 38 as follows:

38. Provisions relating to the City of Middletown in Orange County, New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York.

Increase in maximum rents based upon the recommendation of the Local Advisory Board. Pursuant to the provisions of, and subject to the limitations contained in, the Housing and Rent Act of 1947, as amended, an increase of 14 percent is hereby authorized, effective December 17, 1948, in the maximum rents for all housing accommodations in the City of Middletown in Orange County, New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York: *Provided, however,* That where the 14 percent increase hereby authorized is applied to housing accommodations for which the maximum rent has been adjusted under § 825.5 (a) (12) or § 825.5 (a) (16) or under section 5 (a) (12) of the Rent Regulation for Housing issued pursuant to the Emergency Price Control Act of 1942, as amended, the amount of such adjustment shall be excluded in determining the increased maximum rent.

Any maximum rent for housing accommodations in said City of Middletown which is substantially lower than the rent generally prevailing in said defense-rental area for comparable housing accommodations on March 1, 1942 plus 14 percent shall be eligible for adjustment on the basis of such gen-

erally prevailing rent plus 14 percent, on the filing of an individual petition for adjustment under § 825.5 (a) (11).

All provisions of §§ 825.1 to 825.12 insofar as they are applicable to the Poughkeepsie Defense-Rental Area are hereby amended to the extent necessary to carry these provisions into effect.

(Sec. 204 (d) 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. Sup. 1894 (d) Applies sec. 204 (e) 61 Stat. 197, as amended by 62 Stat. 37 and 62 Stat. 94; 50 U. S. C. App. Sup. 1894 (e))

This amendment shall become effective December 17, 1948.

Issued this 14th day of December 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement To Accompany Amendment 53 to the Controlled Housing Rent Regulation

The Local Advisory Board for the Poughkeepsie Defense-Rental Area, State of New York, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, as amended, recommended an increase of 14 percent in the general rent level in the City of Middletown, in Orange County, New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York, except that where the 14 percent increase is applied to housing accommodations for which the maximum rent has been adjusted on the basis of hardship or operating at a loss, the amount of such adjustment shall be excluded in determining the increased maximum rent.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations and is, therefore, issuing this amendment to effectuate the recommendation.

[F. R. Doc. 48-10978; Filed, Dec. 16, 1948; 8:54 a. m.]

[Controlled Rooms in Rooming Houses and Other Establishments,¹ Amdt. 53]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

RENT REGULATION FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

The Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92) is hereby amended in the following respect:

1. Schedule B is amended by incorporating Item 39 as follows:

39. Provisions relating to the City of Middletown in Orange County, New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York.

Increase in Maximum rents based upon the recommendation of the Local Advisory Board. Pursuant to the provisions of, and subject to the limitations contained in, the Housing and Rent Act of 1947, as amended, an increase of 14 percent is hereby authorized, effective December 17, 1948, in the maximum rents for all housing accommodations in the City of Middletown in Orange County,

¹ 13 F. R. 5708, 5788, 5797, 5937, 6240, 6263, 6411, 6558, 6881, 6910, 7299, 7671.

¹ 13 F. R. 5700, 5789, 5875, 5937, 5938, 6247, 6283, 6411, 6556, 6882, 6911, 7259, 7672.

New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York: *Provided, however*, That where the 14 percent increase hereby authorized is applied to housing accommodations for which the maximum rent has been adjusted under § 825.85 (a) (9) or under section 5 (a) (9) of the Rent Regulation for Transient Hotels, Residential Hotels, Rooming Houses and Motor Courts issued pursuant to the Emergency Price Control Act of 1942, as amended, the amount of such adjustment shall be excluded in determining the increased maximum rent.

Any maximum rent for housing accommodations in said City of Middletown which is substantially lower than the rent generally prevailing in said defense-rental area for comparable housing accommodations on March 1, 1942 plus 14 percent shall be eligible for adjustment on the basis of such generally prevailing rent plus 14 percent, on the filing of an individual petition for adjustment under § 825.85 (a) (8).

All provisions of §§ 825.81 to 825.92 insofar as they are applicable to the Poughkeepsie Defense-Rental Area are hereby amended to the extent necessary to carry these provisions into effect.

(Sec. 204 (d) 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. Sup. 1894 (d) Applies sec. 204 (e), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. Sup. 1894 (e))

This amendment shall become effective December 17, 1948.

Issued this 14th day of December 1948.

TIGHE E. WOODS,
Housing Expediter

*Statement To Accompany Amendment
53 to the Rent Regulation for Con-
trolled Rooms in Rooming Houses and
Other Establishments*

The Local Advisory Board for the Poughkeepsie Defense-Rental Area, State of New York, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947, as amended, recommended an increase of 14 percent in the general rent level in the City of Middletown, in Orange County, New York, a portion of the Poughkeepsie Defense-Rental Area, State of New York, except that where the 14 percent increase is applied to housing accommodations for which the maximum rent has been adjusted on the basis of hardship or operating at a loss, the amount of such adjustment shall be excluded in determining the increased maximum rent.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations and is, therefore, issuing this amendment to effectuate the recommendation.

[F. R. Doc. 48-10977; Filed, Dec. 16, 1948; 8:55 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter E—Credit to Indians

PART 28—KLAMATH TRIBAL LOAN FUND

MISCELLANEOUS AMENDMENTS

On June 16, 1948, there was published in the daily issue of the FEDERAL REGISTER

notice of intention to amend §§ 28.1 (e), 28.3 (a) (b) (d) (f) (g) and (h), 28.7 (a) (b) (c) (d) (e) (f) and (h) and 28.5; 28.8; 28.9; and 28.18 of Title 25 CFR, of the regulations approved by the Secretary of the Interior on September 30, 1947, which were promulgated under authority contained in the act of Congress approved August 28, 1937 (50 Stat. 872, 25 U. S. C. 530-535 incl.) as amended, and to promulgate a new § 28.1 (i) and § 28.20. Interested persons were given opportunity to participate in preparing the proposed amendments by submitting their views and data or arguments in writing to E. Morgan Pryse, District Director, U. S. Indian Service, Building 34, Swan Island, Portland 18, Oregon, within 30 days from the date of the publication of the notice of intention in the FEDERAL REGISTER. The views and data or arguments from interested persons having been fully considered, and the 30-day period for submittal having expired, §§ 28.3 (a) (b) (d) (f) (g) and (h) 28.7 (a) (b) (c) (d) (e) (f) and (h) and 28.5, 28.8, 28.9, and 28.18 of said regulations are amended, and §§ 28.1 (i) and 28.20 are promulgated to read as hereinafter indicated.

1. In § 28.1 *Definitions*, paragraph (i) is promulgated to read as follows:

(i) *Klamath General Council.* Klamath General Council means all enrolled members of the Klamath Tribes. The functions of the Klamath General Council as set forth in the regulations in this part may be exercised only at meetings of the Council at which a quorum of at least one hundred voting members is present. If the Klamath Tribes adopt a constitution and bylaws approved by the Secretary of the Interior or his authorized representative subsequent to promulgation of this regulation, the functions of the General Council may be exercised at meetings held in accordance with such constitution and bylaws.

2. Section 28.3 *Loan Board*, paragraphs (a) (b) (d) (f) (g) and (h) are amended to read as follows:

(a) *Election.* Board members shall be elected by the Klamath General Council. The Commissioner may prescribe detailed election procedures which are not inconsistent with the provisions of this section: Only adult enrolled members, or minor enrolled members who are heads of families shall be entitled to vote. Voting shall be by secret ballot at a duly called General Council meeting. The members of the present Board shall remain in office until their terms expire, unless suspended under the regulations in this part. In any election hereafter one new member shall be elected each year for a term of three years, or until his successor is elected. The candidate receiving the highest number of votes shall be deemed to have been elected. If a vacancy occurs, a successor shall be elected at the next regular or special meeting of the Klamath General Council at which the same procedure shall be followed as in the case of a regular election. The person so elected shall serve only for the unexpired term of the member whom he replaces.

(b) *Officers.* Each year, within thirty days after the election of a new member, the Board shall meet and elect from among its members, a chairman and a vice-chairman. The Board shall select and employ a secretary from within or without the membership of the Board, provided that no member of the Board shall hold office simultaneously as chairman or vice-chairman and secretary.

(d) *Meetings.* The Board shall establish definite times at which it will meet to consider applications or other business requiring action by the Board, notices of which shall be posted at the Loan Board office, the Klamath Indian Agency office, and such other public places on the reservation as the Board may deem advisable, or which may be designated by the Business Committee.

(f) *Suspension.* The Business Committee may suspend a member of the Board at any time for cause. Notice of such suspension, including a clear and concise statement of the charges resulting in suspension shall be forwarded to the suspended member by registered mail. The suspended member shall have fifteen days from the date of receipt of the notice of suspension to request, by registered mail, a hearing before the General Council. Upon receipt of such a request for hearing before the General Council, it shall be granted as a matter of right. The hearing shall be held at the next regular or special meeting of the General Council. The hearing shall consist of an oral or written statement of the charges against the member by a representative of the Business Committee, and an oral or written defense by the suspended member. A majority vote of the members present may uphold or reverse the action of the Business Committee. In the event the action of the Business Committee is upheld, the suspension shall operate as a removal of the suspended member from the Board for the balance of his term. No member shall have authority to act for or on the Board after receipt of a notice of suspension, and shall not be entitled to compensation for such period, unless the General Council reverses the action of the Business Committee, in which case the General Council may direct that compensation be paid in such amount as it deems equitable, but not to exceed the amount which the member would have received had he not been suspended.

The Commissioner may suspend all powers of the Board if he finds that the Board is not administering the fund in the best interests of the tribe. In case more than one member has been suspended by the Business Committee at a particular time, or if there are less than two members on the Board, or if the Commissioner has suspended all powers of the Board, the Superintendent may exercise such functions of the Board as may be necessary to protect the funds loaned, but new loans may not be made during such period.

(g) *Expenses.* The Board may hire clerical and other assistance necessary to administer the fund. Salaries of Board members for attendance at meet-

ings and for other duties in connection with administration of the fund, and other costs in connection with the business of the Board, may be paid as administrative expenses. Necessary travel by members of the Board, and by officers and employees of the Board by common carrier, shall be on Government transportation requests in accordance with existing Government travel regulations. Transportation requests shall be issued by the Superintendent. All claims for services rendered shall be submitted to the Superintendent on a form provided by him for that purpose. All claims of whatever nature shall be subject to audit and approval by the Superintendent.

(h) *Budget.* The Board shall, prior to the beginning of each fiscal year, submit to the Business Committee for approval, a written budget of estimated income from interest and service fees and estimated expenses for the ensuing fiscal year. Such budgets shall show the names, title, compensation, hours of work, and annual, sick, and without pay leave privileges of all Board members and employees; the amount outstanding in loans; the amount delinquent; and potential losses. The rate of compensation of Board members and employees shall be on an annual or monthly basis. Board members and employees shall be placed on leave without pay from the Board when they are on other tribal payrolls. Budgets for the fiscal year 1949 which have been acted upon by the Business Committee prior to promulgation of this regulation need not be acted upon again because of the provisions hereof. The Business Committee, in its discretion, may make annual and sick leave privileges for the fiscal year 1949 retroactive to July 1, 1948.

Budgets shall be acted upon by the Business Committee, and may be modified by it upon request of the Board. In the event the Business Committee fails to approve any budget submitted by the Board, or modifications thereof, or if the Board fails to agree to changes suggested by the Business Committee, the differences shall be placed before the General Council at the next regular or special meeting after it is apparent that there can be no agreement between the Board and the Business Committee. The differences shall then be resolved by a majority vote of the members present. Budgets as approved by the Business Committee or the General Council, and modifications thereof, shall constitute the Superintendent's authority to make disbursements thereunder as expenses are incurred, provided that no disbursements shall be made in excess of the amount of income received from interest and service fees, or in violation of any of the regulations in this part.

3. Section 28.5 is amended to read as follows:

§ 28.5 *Application.* Applications shall be submitted to the Board on a form approved by the Commissioner. Each application shall indicate the purposes for which the loan is to be used; the period of the loan, the rate of interest and amount of service fees to be paid, the security to be given, if any, and the pro-

cedures to be followed in handling and repaying the loan.

4. In § 28.7 *Approval of loans*, paragraphs (a), (b), (c), (d), (e), (f), and (h) are amended to read as follows:

(a) *Action by Board.* Action on applications shall require an affirmative vote of at least two members of the Board. In order to receive final approval, all loans must be acted upon favorably by the Board. Applications shall be acted upon by the Board, and applicants advised in writing within 30 days of the date of receipt of their applications that their loans either have been approved or disapproved by the Board. All notices of disapproval by the Board shall give the reasons therefor. Advances on all approved loans must be made within 30 days of the date of final approval of the applications unless otherwise requested by the borrowers.

(b) *Approval by Board.* Except as otherwise indicated in the regulations in this part, the Board shall have authority to approve loans where the applicant's total indebtedness to the fund will not exceed \$3,000.

(c) *Approval by Superintendent.* Except as otherwise indicated in the regulations in this part, loans acted upon favorably by the Board, where the applicant's indebtedness to the fund will exceed \$3,000 but not exceed \$4,000, shall be approved by the Superintendent.

(d) *Approval by District Director.* Except as otherwise indicated in the regulations in this part, loans acted upon favorably by the Board, where the applicant's indebtedness to the fund will exceed \$4,000 but not exceed \$10,000, shall be approved by the District Director. Loans to cooperatives; loans for the purchase of livestock, equipment, or machinery with maturities exceeding six years; loans to members under 21 years of age; loans with maturities exceeding ten years; educational loans; and loans to individuals who are Government employees shall require approval of the District Director regardless of amount. Burial loans in excess of \$500; emergency loans in excess of \$700 to applicants who do not have security adequate to protect the loans; and loans for the maintenance and support of aged, infirm, or incapacitated members in excess of \$700 shall also require approval of the District Director.

(e) *Approval by Commissioner.* All loans in excess of \$10,000 shall require approval by the Commissioner.

(f) *Restrictions on Approval.* Loans shall not be approved for less than \$25. Any loans to borrowers who are delinquent in payment of previous indebtedness to the fund shall require the approval of the Business Committee in addition to the approvals set forth in other sections of the regulations in this part. Unless an exception is approved by the District Director, not more than two loan agreements may be in effect with the same borrower at the same time, and only joint loans may be made to a husband and wife who are both eligible for loans, and any existing loan to either spouse shall be consolidated with such loans.

(h) *Modifications.* The Board may approve one modification of any loan agreement extending the terms of repayment up to ninety days beyond the maturity dates scheduled in the original loan agreement when the original loan agreement has been approved by the Board in accordance with paragraph (b) of this section. Unless otherwise authorized by the Commissioner, all other modifications of loans approved by others than the Commissioner shall require approval by the District Director. The District Director may approve modifications of loan agreements approved by the Commissioner in accordance with paragraph (e) of this section, in cases where the amounts of the loans are not increased.

5. Sections 28.8, 28.9, and 28.18 are amended to read as follows:

§ 28.8 *Interest and service fees.* Borrowers shall pay three per cent interest annually on the basis of 360 days per annum, from the date the funds are advanced on the loan until they are repaid, except on loans for educational purposes, on which the Board may specify the rate to be charged: *Provided*, That such rate may not be less than one per cent nor more than three per cent per annum. Except on loans for educational purposes, and loans for the maintenance and support of aged, infirm, and incapacitated members, service fees may be charged as set forth in the following table, or a schedule of fees may be established by the Board: *Provided*, That such schedule shall not exceed the amounts set forth in the following table:

Loans of \$500 or less: 5 per cent of the amount of the loan.

Over \$500 but not over \$1,000: \$25 plus 4 per cent of the amount over \$500.

Over \$1,000 but not over \$1,500: \$45 plus 3 per cent of amount over \$1,000.

Over \$1,500 but not over \$2,000: \$60 plus 2 per cent of amount over \$1,500.

Over \$2,000: \$70 plus 1 per cent of amount over \$2,000.

§ 28.9 *Records and reports.* The Board shall keep records and accounts and make signed reports as directed by the Commissioner. Borrowers shall be required to furnish such information as the duly authorized representative of the Commissioner or the Board may deem necessary to provide proper information regarding the status of loans.

§ 28.18 *Responsibility of superintendent.* The Superintendent shall advise the Board in writing of any loans approved by the Board in violation of the regulations in this part. The Superintendent shall also advise the Board in writing of any loans approved by the Board which are believed by him to be unsound, and he may withhold disbursements on such loans pending reconsideration by the Board. If, after reconsideration, the Board again acts favorably upon such applications, and the Superintendent is still of the opinion that the loans are unsound, he shall advise the Business Committee in writing of his opinion and the facts in the cases. The Superintendent may withhold disbursements on such loans until they also receive approval of the Business Committee. No disbursements may be made by

RULES AND REGULATIONS

the Superintendent on any loans approved by the Board in violation of the regulations in this part.

The Superintendent shall report to the Board in writing what action he believes should be taken on any loans which are delinquent in payment of either principal or interest for a period longer than thirty days, and prescribe a time limit within which such action shall be taken. If the Board fails to take such action within the period prescribed by the Superintendent, the Superintendent shall report the case to the Business Committee. The Business Committee may direct the Board in writing of the action it deems necessary to protect the loan. In the event the Board fails to take action within ten days of receipt of the Business Committee's directive, the Business Committee may take any action which the Board could have taken.

6. A new § 28.20 is added to read as follows:

§ 28.20 *Authority of General Council.* The functions of the Business Committee as set forth in the regulations in this part may be exercised in whole or in part by the Klamath General Council. The Klamath General Council may, by resolution, authorize a special committee composed of not less than seven adult enrolled members of the tribe, to exercise the functions of the Business Committee as set forth in the regulations in this part. If the Klamath Tribes adopt a constitution and bylaws approved by the Secretary of the Interior or his authorized representative, the General Council may, by resolution, authorize the governing body of the Klamath Tribes to exercise the functions of the Business Committee as set forth in the regulations in this part.

The General Council may countermand any instructions given or taken by the Business Committee, a special committee, or the governing body of the Klamath Tribes, under the regulations in this part, provided that any action taken by either the Board or the Superintendent acting under authority from the Business Committee, a special committee, or the governing body of the Klamath Tribes prior to such authority having been overruled or countermanded by the General Council, shall have full force and effect.

(50 Stat. 872; 25 U. S. C. 530-535)

Dated: December 9, 1948.

WILLIAM E. WARNE,
Assistant Secretary of the Interior

[F. R. Doc. 48-10963; Filed, Dec. 16, 1948;
8:46 a. m.]

TITLE 34—NATIONAL MILITARY ESTABLISHMENT

Chapter V—Department of the Army

Subchapter F—Personnel

PART 570—ARMY NURSES, DIETITIANS, AND PHYSICAL THERAPY AIDES

QUALIFICATIONS FOR COMMISSION

Sections 570.1 (c) (6) and 570.24 (c) are amended to read as follows:

§ 570.1 *Army Nurse Corps, Regular Army.* * * *

(c) *Qualifications for commission.* * * *

(6) Be unmarried and without dependents under 18 years of age.

§ 570.24 *Qualifications for commission.* * * *

(c) *Marital status.* Single, widowed, or divorced, and without dependents under 18 years of age.

[C1, AR 40-20; C3, AR 40-25] (61 Stat. 41, 501, 10 U. S. C., Sup., 166-166e, 374-377)

[SEAL] EDWARD F. WITSELL,
*Major General,
The Adjutant General.*

[F. R. Doc. 48-10972; Filed, Dec. 16, 1948;
8:55 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

[Order 355]

PART 50—ORGANIZATION AND PROCEDURE DELEGATION OF AUTHORITY TO REGIONAL ADMINISTRATORS AND MANAGERS

DECEMBER 10, 1948.

Section 50.503 is revoked and new subparagraphs are added to paragraph (a) of § 50.451 as follows:

§ 50.451¹ *Functions with respect to various statutes.* (a) * * *

(15) Decisions denying applications for stock driveway withdrawals or for the revocation of such withdrawals under section 10 of the act of December 29, 1916 (39 Stat. 862, 865, 43 U. S. C. sec. 300)

(17) Applications for oil and gas noncompetitive leases under section 17 of the act of February 25, 1920 (41 Stat. 443, 30 U. S. C. 226) as amended, the issuance of such leases, and consolidations, modifications, revocations and cancellations relating thereto.

(25) Approval of all bonds filed in connection with public land matters where the regional administrator has authority under any subparagraph of paragraph (a) of this section to act in such matters and determinations with respect to the liability of the principals and sureties under such bonds.

(28) With respect to nonproducing, noncompetitive oil and gas leases, approval of assignments thereof or royalty interests therein, of operating agreements and assignments of such agreements, and of subleases.

(30) Extension of time in which to cut timber under timber patents on Oregon revested and reconveyed lands, under the act of May 19, 1930 (46 Stat. 369)

(31) Termination of rights under timber patents under the act of June 9, 1916 (39 Stat. 218)

¹ The numbers of the subparagraphs in this section correspond with the numbers of the related subparagraphs in 43 CFR 4.275 (a).

(55) Applications for water well leases pursuant to section 40 of the Mineral Leasing Act (48 Stat. 977, 30 U. S. C. sec. 229a) and 30 CFR 241.61 and the issuance, assignment, modification or cancellation of such leases.

(57) The execution, modification, rescinding, terminating and extending of contracts for the protection of the public domain, including the Oregon revested and reconveyed lands, from fire.

(81) Applications for repayment under Part 217 and the approval of such applications.

DELEGATION TO THE MANAGERS

Subparagraphs (42) and (43) of paragraph (a) of § 50.501 are deleted and new subparagraphs are added as follows:

§ 50.501² *Functions with respect to various statutes.* (a) * * *

(17) Applications for oil and gas noncompetitive leases under section 17 of the act of February 25, 1920 (41 Stat. 43, 30 U. S. C. 226) as amended, the issuance of such leases, and consolidations, modifications, revocations and cancellations relating thereto.

(25) Approval of all bonds filed in connection with public land matters where the manager has authority under any subparagraph of paragraph (a) of this section to act in such matters and determinations with respect to the liability of the principals and sureties under such bonds.

(28) With respect to nonproducing, noncompetitive oil and gas leases, approval of assignments thereof or royalty interests therein, of operating agreements and assignments of such agreements, and of subleases.

MARION CLAWSON,
Director

[F. R. Doc. 48-10965; Filed, Dec. 16, 1948;
8:47 a. m.]

[Circular 1710]

PART 257—LEASE OR SALE OF SMALL TRACTS, NOT EXCEEDING FIVE ACRES, FOR HOME, CABIN, CAMP, HEALTH, CONVALESCENT, RECREATIONAL, OR BUSINESS SITES

MISCELLANEOUS AMENDMENTS

Part 257 containing the regulations governing leases and sales under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a) as amended, contained in Circular 1647, May 27, 1947, as amended by Circulars 1665 and 1691 of November 19, 1947, and August 6, 1948, respectively, is further amended as follows:

1. In paragraph (c) of § 257.2, the sentence which reads: "Where there is no Regional Administrator, it means the Director, Bureau of Land Management," is deleted and in paragraph (d) of that section the words "Regional Administrator" are substituted for the word "Director."

2. The last sentence in paragraph 2 of § 257.3 is amended by adding thereto the

² The numbers of the subparagraphs in this section correspond with the numbers of the related subparagraphs in § 4.275 (a).

following: "and lands will not be leased or sold under the act if such action would unreasonably interfere with the use of water for grazing purposes or unduly impair the protection of watershed areas."

3. In the last sentence of § 257.4 the word "district" is deleted.

4. In § 257.5 the sentence which reads "The applicant must furnish all the information required by the form, including the declaration that he has personally examined the lands for which the application is filed" is deleted.

5. A note is added after § 257.8, as follows:

NOTE: For the effect of small tract classifications in connection with appropriations under laws other than the Small Tract Act, see § 292.11 of this chapter.

6. In the fourth paragraph of § 257.10, the sentence which reads: "Any rental paid in advance for the lease period subsequent to the date that an application for sale is properly filed will be credited against the purchase price" is deleted.

7. In the first sentence of the last paragraph of § 257.11, the words "by the manager" are deleted.

8. In § 257.13, the words "modify or" are deleted.

9. In the second sentence of paragraph 2 of § 257.14, the word "predecessor" is substituted for the word "successor" and paragraphs 3 and 4 of that section are amended to read as follows:

An application for sale should be made on Form 4-775a. When a sale is authorized, the applicant will be allowed 60 days from service of notice of such authorization to deposit the amount required. If the purchase price is \$25, or less, the entire amount must be paid within such 60-day period. If the purchase price is more than \$25 and not more than \$50, at least \$25 must be paid within the 60-day period and the balance must be paid within one year after the date of such payment. If the purchase price is more than \$50, at least one-third of the purchase price, but not less than \$25, must be paid within the 60-day period and the

balance may be paid in two equal annual installments due respectively one and two years after the date of the first payment.

Any advance rentals paid for the lease period subsequent to the date that the application for sale is properly filed will be credited against the purchase price, as follows: Credit will be allowed for each full one-quarter of a year for which advance rental was paid but not for advance payment covering less than a full one-quarter of a year.

(52 Stat. 609; 43 U. S. C. 632a)

MARION CLAWSON,
Director.

Approved: December 10, 1948.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

[F. R. Doc. 48-10964; Filed, Dec. 16, 1948;
8:47 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 129, Amdt. 7]

PART 95—CAR SERVICE

BODY ICE IN REFRIGERATOR CARS; REMOVAL BY CONSIGNEE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of December A. D. 1948.

Upon further consideration of the provisions of Service Order No. 129 (8 F. R. 7778) as amended (11 F. R. 8451, 14328; 12 F. R. 1420, 4001, 8775, 13 F. R. 3095) and good cause appearing therefor: It is ordered, that:

§ 95.310 *Body ice in refrigerator cars; removal by consignee*, of Service Order No. 129, as amended, be, and it is hereby, further amended by substituting the following paragraph (c) for paragraph (c) thereof:

(c) *Expiration date*. This section, as amended, shall expire at 11:59 p. m., March 12, 1949, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, that this amendment shall become effective at 11:59 p. m., December 10, 1948; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 48-10971; Filed, Dec. 16, 1948;
8:47 a. m.]

TITLE 47—TELECOMMUNI- CATION

Chapter I—Federal Communications Commission

PART 3—RADIO BROADCAST SERVICES

FREQUENCY, POWER AND SERVICE AREA

The following correction should be made in the Wednesday, December 8, 1948, issue of the FEDERAL REGISTER:

At page 7487, column 2, § 3.504, *Frequency, power and service area*, line 13: "99.1" should read "83.1."

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 48-10334; Filed, Dec. 16, 1948;
8:59 a. m.]

PROPOSED RULE-MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[P. & S. Docket No. 383]

MARKET AGENCIES AT ST. LOUIS NATIONAL STOCK YARDS, ILLINOIS

PETITION FOR MODIFICATION

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended, (7 U. S. C. 181 et seq.) orders were issued on December 30, 1947 (6 A. D. 1133) February 10, 1948 (7 A. D. 127), and June 18, 1948 (7 A. D. 461) authorizing the current temporary rates.

On November 30, 1948, respondents filed a petition requesting authority to put certain proposed rates into effect on

No. 245—2

February 1, 1949. The proposed rates which are set out below are found in a proposed tariff No. 8 which is attached to and made a part of the petition filed on November 30, 1948.

SECTION D—SELLING CHARGES

Cattle:	Per head
Consignments of 1 head and 1 head only.....	\$1.25
Consignments of more than 1 head: First 15 head in each consignment.....	1.00
Each head over 15 in each consignment.....	.80
Calves:	
Consignments of 1 head and 1 head only.....	.75
Consignments of more than 1 head: First 5 head in each consignment.....	.60
Next 10 head in each consignment.....	.50
Each head over 15 in each consignment.....	.40

SECTION D—SELLING CHARGES—continued

Bulls:	Per head
Bulls, 800 pounds and over.....	\$1.60
Hogs:	
Consignments of 1 head and 1 head only.....	.75
Consignments of more than 1 head: First 10 head in each consignment.....	.45
Next 15 head in each consignment.....	.35
Each head over 25 in each consignment.....	.25
Sheep:	
Consignments of 1 head and 1 head only.....	.75
Consignments of more than 1 head: First 10 head in each 240 head.....	.35
Next 50 head in each 240 head.....	.25
Next 60 head in each 240 head.....	.12
Next 120 head in each 240 head.....	.03

The maximum charge on any one rail consignment shall not exceed an amount equal to \$20.00 multiplied by the number of single

PROPOSED RULE MAKING

deck cars in the consignment plus an amount equal to \$28.00 multiplied by the number of double-deck cars in the consignment.

No COMMISSION CHARGED ON DEAD ANIMALS

SECTION C—RESALES

	Per head
Cattle	\$0.85
Calves .....	.40
Bulls (800 pounds and over)	1.60
Hogs .....	.25
Sheep .....	.25

SECTION D—BUYING CHARGES

Cattle		Per head
Cattle other than for immediate slaughter:		
Purchase orders of 1 head and 1 head only		\$1.25
Purchase orders of more than 1 head:		
First 15 head in each consignment		1.00
Each head over 15 in each consignment .....		.90
Rail	(per car)	20.00
Maximum ¹ Trucked-out or driven-out \$20 for each 24,000 pounds (plus 10 cents per cwt. for each 100 pounds over 24,000 pounds).		
Cattle for immediate slaughter:		
Purchase orders of 1 head and 1 head only		\$1.10
Purchase orders of more than 1 head:		
First 15 head in each consignment .....		.90
Each head over 15 in each consignment .....		.80
Rail	(per car)	20.00
Maximum ¹ Trucked-out or driven-out: \$20 for each 24,000 pounds (plus 10 cents per cwt. for each 100 pounds over 24,000 pounds).		
Calves		Per head
Calves other than for immediate slaughter:		
Purchase orders of 1 head and 1 head only		\$0.75
Purchase orders of more than 1 head:		
First 5 head in each consignment .....		.60
Next 10 head in each consignment .....		.50
Each head over 15 in each consignment .....		.40
Rail		{ \$20 single deck \$25 double deck
Maximum ¹ Trucked-out or driven-out: \$20 for each 17,000 pounds (plus 10 cents per cwt. for each 100 pounds over 17,000 pounds).		
Calves for immediate slaughter:		
Purchase orders of 1 head and 1 head only		\$0.60
Purchase orders of more than 1 head:		
First 5 head in each consignment .....		.55
Next 10 head in each consignment .....		.45
Each head over 15 in each consignment .....		.40
Rail		{ \$30 single deck \$45 double deck
Maximum ¹ Trucked-out or driven-out: \$30 for each 17,000 pounds (plus 20 cents per cwt. for each 100 pounds over 17,000 pounds)		
Bulls:		Per head
Bulls, 800 pounds and over		\$1.60
(Bulls under 800 pounds, charge cattle rate)		
Maximum rates do not apply to bulls.		

¹ The maximum charge shall not exceed the per head rate.

SECTION D—BUYING CHARGES—continued

Hogs:		Per head
Purchase orders of 1 head and 1 head only		\$0.75
Purchase orders of more than 1 head:		
First 10 head in each consignment .....		.45
Next 15 head in each consignment .....		.35
Each head over 25 in each consignment .....		.25
Rail		{ \$17 single deck \$22 double deck

Maximum¹ trucked-out or driven-out: \$17 for each 17,000 pounds, (plus 10 cents per cwt. for each 100 pounds over 17,000 pounds)

Sheep

Sheep other than for immediate slaughter:		Per head
Purchase orders of 1 head and 1 head only		\$0.75
Purchase orders of more than 1 head:		
First 10 head in each 240 head .....		.35
Next 50 head in each 240 head .....		.25
Next 60 head in each 240 head .....		.12
Next 120 head in each 240 head .....		.08
Rail		{ \$20 single deck \$28 double deck

Maximum¹ trucked-out or driven out: \$20 for each 12,000 pounds, plus 10 cents per cwt. for each 100 pounds over 12,000 pounds.

Sheep for immediate slaughter trucked-out or driven-out:		Per head
Purchase orders of 1 head and 1 head only		\$0.50
Purchase orders of more than 1 head:		
First 10 head in each 240 head .....		.32
Next 50 head in each 240 head .....		.20
Next 60 head in each 240 head .....		.10
Next 120 head in each 240 head .....		.05
Rail		{ \$20 single deck \$30 double deck

All purchases paid for by a commission merchant or by his shipping clearance, whether made by or for a speculator, feeder, farmer, or other person than a resident yard trader, shall be deemed a purchase and charged for at above rates. Purchaser to pay for all exchange charges and wires incident to credit arrangements.

SECTION E—EXTRA SERVICE CHARGES

The following extra service charges are applicable to each consignment (selling and resale) and purchase order:

Each weight draft after 1	\$0.10
Each additional check, each additional copy of account sales, each proceeds deposit or bank credit over 1 .....	.05

SECTION F—INSURANCE SCHEDULE

Carlots. Insurance, all species, 10 cents per deck.

Driven or hauled in:

Cattle—1 head 1 cent and ½ cent per head thereafter.	
Calves—1 head 1 cent and ½ cent per head thereafter.	
Hogs—1 head 1 cent and ½ cent per head thereafter.	
Sheep—1 head 1 cent and ½ cent per head thereafter.	
(In computing, drop fractions of cents after the first head.)	

DEDUCTIONS MADE BY SELLING AGENCIES AT NATIONAL STOCK YARDS FOR THE ACCOUNT OF OTHERS

The charges set forth below are for the accommodation of the shippers and the National Live Stock and Meat Board and are not collected at the behest of or by the Government.

MEAT BOARD SCHEDULE

Carlots. Live Stock, all species, 25 cents per car, single or double deck.

Driven or hauled in:

Cattle—1 cent per head, not to exceed 25 cents to any one owner for a maximum of 30 head.	
Calves and hogs—½ cent per head, not to exceed 25 cents to any one owner for a maximum of 75 head.	
Sheep—½ cent per head, not to exceed 25 cents to any one owner for a maximum of 250 head.	

Provided, however, That upon written objection filed with the St. Louis Live Stock Exchange, by the producer or shipper within 60 days, the amount collected by any market agency will be refunded by the National Live Stock and Meat Board, direct to the producer. In no instance shall the market agency be relieved from the obligation of making the deduction except where market agency has on file written objection by shipper or producer.

The rates petitioned for, if authorized, will provide additional revenue for the respondents so that it appears that public notice of the filing of the petition should be given in order that all interested persons may have an opportunity to be heard in the matter.

Now, therefore, notice is hereby given to the public and to all interested persons of the filing of the petition for increases in the temporary rates currently in effect.

All interested persons who desire to be heard in the matter shall notify the Hearing Clerk, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of publication of this notice.

Done at Washington, D. C., this 13th day of December 1948.

[SEAL]

H. E. REED,
Director, Livestock Branch,
Production and Marketing
Administration.

[F. R. Doc. 48-10996; Filed, Dec. 16, 1948; 8:56 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Parts 1, 3, 4]

[Docket No. 9192]

REVISION OF APPLICATION FORMS USED IN INTERNATIONAL, EXPERIMENTAL TELEVISION, EXPERIMENTAL FACSIMILE, OR DEVELOPMENTAL BROADCAST SERVICES

NOTICE OF PROPOSED RULE MAKING

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The attached proposed revised forms¹ are intended to cover applications for the following authorizations in the International, Experimental Television, Experimental Facsimile, or Developmental Broadcast Services:

Construction permit for a new broadcast station,
Modification of an existing broadcast station authorization,
Station license,
Renewal of station license.

¹ Filed with the original document.

3. Numbers and titles of the proposed forms are as follows:

FCC Form 309—Application for authority to construct or make changes in an existing International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station.

FCC Form 310—Application for an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License.

FCC Form 311—Application for Renewal of an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License.

4. It is proposed that the forms in current use bearing the above numbers be made obsolete and that Forms 312 and 318 be made obsolete for all purposes.

5. It is proposed that Part 1 of the rules and regulations be amended as follows:

a. In § 1.311, in the first paragraph, delete the words "commercial facsimile"

b. In § 1.311 (b) delete present language and substitute the following:

(b) FCC Form 309, "Application for Authority to Construct or Make Changes in an existing International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station."

c. In § 1.311 (d) delete present paragraph entirely and renumber the succeeding paragraph accordingly.

d. In § 1.317 (b) (2) delete present language and substitute the following:

(2) FCC Form 310, "Application For an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License."

e. In § 1.319 (b) (2) delete present language and substitute the following:

(2) FCC Form 309, "Application For Authority to Construct or Make Changes in an Existing International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station."

f. In § 1.320 (c) (2) delete present language and substitute the following:

(2) FCC Form 311, "Application For Renewal of an International, Experimental Television, Experimental Facsimile, or a Developmental Broadcast Station License." To be used for all applications for renewal of licenses of International, Experimental Television, Experimental Facsimile, and Developmental Broadcast Stations.

6. It is proposed that Part 3 of the rules and regulations be amended as follows:

a. In § 3.711 delete the present language in first paragraph and substitute the following:

§ 3.711 *Application for international broadcast stations.* Each applicant for a construction permit for a new international broadcast station, change in facilities of any existing international broadcast station, or international station license, or modification of license, or renewal of license, shall file with the Commission in Washington, D. C., two copies of applications on the appropriate forms designated by the Commission and a like number of exhibits and other papers incorporated therein and made a part thereof. Only the original copy need be sworn to. If the application is for a construction permit, for a new international station or to make changes in an existing international station, FCC Form 309 should be filed; for an international station license, FCC Form 310 should be filed; for renewal of an international station license, FCC Form 311 should be filed.

b. In § 3.759 delete reference to form number in paragraph (b) and substitute the following: "(FCC Form 309)"

7. It is proposed that Part 4 of the rules and regulations be amended as follows:

In § 4.11 delete present language and substitute the following:

§ 4.11 *Applications.* (a) Each applicant for a construction permit or a license for a new remote pickup or ST broadcast station, or to make changes in facilities, or modification of license, or renewal of license of any such existing station shall file with the Commission in Washington, D. C., two copies of applications on the appropriate form designated by the Commission (FCC Form 313) and a like number of exhibits or other papers incorporated therein and made a part thereof. Only the original copy need be sworn to.

(b) Each applicant for a construction permit for an experimental television, experimental facsimile or developmental broadcast station, or to make changes in facilities, or modification of license, or renewal of license of any such existing station shall file with the Commission in Washington, D. C., two copies of applications on appropriate forms designated by the Commission and a like number of exhibits or other papers incorporated therein and made a part thereof. Only the original copy need be sworn to. If

the application is for a construction permit for a new station or to make changes in an existing station, FCC Form 309 should be filed; for a station license, FCC Form 310 should be filed; for renewal of station license, FCC Form 311 should be filed.

8. Copies of the proposed forms will be available at the Commission's Office of Information, Room 7230, New Post Office Building, Washington 25, D. C.

9. This notice is issued pursuant to authority contained in sections 303 (e) 303 (j) 303 (r), and 308 (b) of the Communications Act of 1934, as amended.

10. Any interested person who is of the opinion that the proposed forms should not be adopted, or should not be adopted in the form set forth, may file with the Commission on or before January 14, 1949, a written statement or brief setting forth his comments. The Commission will consider these written comments and if comments are submitted which appear to warrant the Commission's holding an oral argument, notice of time and place of such oral argument will be given.

11. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and three copies of all statements, briefs or comments filed shall be furnished the Commission.

Adopted: December 8, 1948.

Released: December 9, 1948.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-10333; Filed, Dec. 16, 1948;
8:59 a. m.]

HOUSING AND HOME FINANCE AGENCY

Home Loan Bank Board

[24 CFR, Parts 1, 2, 3, 4, 5, 7, 8]

[No. 1225]

GENERAL REVISION OF REGULATIONS FOR
FEDERAL HOME LOAN BANK SYSTEM

NOTICE OF PROPOSED RULE MAKING

Correction

In Federal Register Document 48-10622 appearing at page 7443 in the issue for Tuesday, December 7, 1948, the third line of § 2.4 (b) (13) should read "making each such designation the Board will"

NOTICES

DEPARTMENT OF THE TREASURY

Fiscal Service: Bureau of the Public
Debt

[1948 Dept. Circ. 841]

1¼ PERCENT TREASURY CERTIFICATES OF
INDEBTEDNESS OF SERIES A-1950

OFFERING OF CERTIFICATES

DECEMBER 15, 1948.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the

authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par, from the people of the United States, for certificates of indebtedness of the United States, designated 1¼ percent Treasury Certificates of Indebtedness of Series A-1950, in exchange for Treasury Certificates of Indebtedness of Series A-1949 or Treasury Notes of Series A-1949, both maturing January 1, 1949.

II. *Description of certificates.* 1. The certificates will be dated January 1, 1949, and will bear interest from that date at

the rate of 1¼ percent per annum, payable with the principal at maturity on January 1, 1950. They will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all taxes now or hereafter imposed under the Internal Revenue Code, or laws amendatory or supplementary thereto. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from

all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates will be issued in denominations of \$1,000, \$5,000, \$10,000, \$100,000 and \$1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. Subscription and allotment. 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, all subscriptions will be allotted in full. Allotment notices will be sent out promptly upon allotment.

IV Payment. 1. Payment at par for certificates allotted hereunder must be made on or before January 3, 1949, or on later allotment, and may be made only in Treasury Certificates of Indebtedness of Series A-1949 or Treasury Notes of Series A-1949, both maturing January 1, 1949, which will be accepted at par, and should accompany the subscription. The full amount of interest due on the securities surrendered will be paid to the subscriber following acceptance of the securities.

V General Provisions. 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL]

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 48-10974; Filed, Dec. 16, 1948;
8:54 a. m.]

NATIONAL MILITARY ESTABLISHMENT

Department of the Army

MILITARY GOVERNMENT FOR GERMANY; DUTY TO REPORT AND PENALTIES

CHANGE IN DATE FOR FILING PROPERTY REPORT

The regulations of the Military Government for Germany (U. S.) Part 3 are amended by changing section 3.87 (a) (1) to read as follows:

Sec. 3.87 Duty to report and penalties—(a) Article 73; duty to report.

(1) Anyone who has, or has had in his possession, at any time after it was transferred by or taken from a persecuted person, any property which he knows or should know under the circumstances:

(i) Is confiscated property within the meaning of the provisions of section 3.76 (a) or

(ii) Is presumed to be confiscated property pursuant to the provisions of section 3.76 (a) (1), or

(iii) Has been at any time the subject of a transaction which may be avoided pursuant to the provisions of section 3.76 (c) (1) shall report this fact in writing to the Central Filing Agency on or before August 15, 1948. The report to be filed hereunder shall show the exact circumstances under which the reporting person obtained possession of the property; it shall also contain the name and address of the person from whom the reporting person acquired the property as well as the consideration paid, and in case the property no longer is in his possession, the name of the person to whom the property was transferred.

(R. S. 161, 5 U. S. C. 22)

[SEAL]

EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 48-10973; Filed, Dec. 16, 1948;
8:55 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 3389]

HAWAIIAN AIRLINES, LTD.

NOTICE OF HEARING

In the matter of the application of Hawaiian Airlines, Ltd., for an amendment of its certificate of public convenience and necessity to include Kailua, Island of Hawaii, as an intermediate point.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that hearing in the above-entitled proceeding is assigned to be held on December 20, 1948, at 10 a. m. (e. s. t.) in Room 1011, Temporary Bldg. No. 5, 16th Street and Constitution Avenue NW., Washington, D. C., before Examiner Thomas L. Wrenn.

Dated at Washington, D. C., December 14, 1948.

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-10995; Filed, Dec. 16, 1948;
8:56 a. m.]

FEDERAL TRADE COMMISSION

[21-418]

BEDDING INDUSTRY

NOTICE OF HOLDING OF TRADE PRACTICE CONFERENCE

At a regular session of the Federal Trade Commission held at its offices in the city of Washington, D. C., on the 14th day of December 1948.

Notice is hereby given that a Trade Practice Conference will be held by the Federal Trade Commission for the Bedding Industry in the Hotel Stevens, Chicago, Illinois, on January 6, 1949, commencing at 10:00 a. m., central standard time.

All persons or concerns engaged in manufacturing or distributing and marketing the products of the industry are cordially invited to attend or send representatives to the conference and participate in the proceedings. Industry products include mattresses, bed springs, cots, metal beds, and dual-purpose sleeping equipment such as sofa beds and studio couches.

The conference and further proceedings in the matter will be directed toward the eventual establishment and promulgation by the Commission of trade practice rules for the industry under which unfair methods of competition, unfair or deceptive acts or practices, or other trade abuses, may be eliminated and prevented.

By direction of the Commission.

[SEAL]

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 48-10976; Filed, Dec. 16, 1948;
8:54 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-1084]

PUBLIC SERVICE ELECTRIC AND GAS CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of December A. D. 1948.

The New York Curb Exchange, pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Fifty-Year 6% Debenture Bonds, due July 1, 1998, of Public Service Electric and Gas Company, a corporation having common stock, without par value, and \$1.40 Dividend Preference Common Stock, without par value, registered and listed on the New York Stock Exchange and the Philadelphia Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received

prior to January 5, 1949, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-10967; Filed, Dec. 16, 1948;
8:47 a. m.]

[File No. 70-2011]

GULF POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 13th day of December 1948.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 (the "act") by Gulf Power Company ("Gulf"), a public utility subsidiary of The Southern Company, a registered holding company and a wholly owned subsidiary of The Commonwealth & Southern Corporation, also a registered holding company. The declarant has designated sections 6 (a) and 7 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may not later than December 22, 1948, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after December 22, 1948, said declaration, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

Gulf proposes to issue and sell an aggregate of \$1,000,000 principal amount of its First Mortgage Bonds, 3½% Series, to be dated as of April 1, 1948, and to mature in 1978. The bonds are to be issued pursuant to and secured by Gulf's

present indenture dated as of September 1, 1941, as supplemented by indentures dated as of April 1, 1944 and as of April 1, 1948. The bonds will be sold for cash at private sale to institutional investors at 98.58% of the principal amount thereof, and accrued interest from October 1, 1948 to the date of delivery. Net proceeds to the company are estimated at \$978,450. Fees and expenses are estimated at \$7,350.

Gulf also proposes, prior to the issuance of the bonds, to increase the stated capital represented by the outstanding common stock of the company from \$2,665,000 to \$6,560,000 by the transfer of \$3,895,000 from earned surplus to common stock capital account.

The filing states that Gulf will use the proceeds of the sale of the new bonds to provide a portion of the funds required for the construction or acquisition of permanent improvements, extensions and additions to its property or to reimburse its treasury in part for expenditures made for such purposes. Gulf contemplates expenditures for property additions during the years 1948 and 1949 in the amount of approximately \$7,500,000. The company states that in order to finance its construction program it will use the proceeds from the sale of the new bonds and cash on hand and estimated to be received from operations. Such amounts will not, in the opinion of the management, be adequate to finance all the construction requirements of the company during the next few years and it is estimated that approximately \$2,000,000 of its cash requirements will have to be provided, before the end of 1949, from the sale of additional securities, which, it is presently planned, will be additional First Mortgage Bonds of a series now or hereafter to be authorized.

The company has requested that the Commission's order be issued as soon as possible and that it become effective forthwith upon issuance.

By the Commission.

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-10968; Filed, Dec. 16, 1948;
8:47 a. m.]

[File No. 812-359]

TONOPAH MINING CO. OF NEVADA

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 13th day of December A. D. 1948.

Notice is hereby given that The Tonopah Mining Company of Nevada (Tonopah) 1315 Walnut Street, Philadelphia 7, Pennsylvania, an investment company registered under the Investment Company Act of 1940, has filed an application pursuant to section 17 (b) of the act for an order of the Commission exempting from the provisions of section 17 (a) of the act the proposed purchase by Tonopah from Panaminas Incorporated (Panaminas) for \$10,000, of a participation in a \$270,000 syndicate

organized to conduct mine exploration work in the Davao area of Mindanao, Philippine Islands. Panaminas holds rights to explore the property for a period of twenty-four months from February 6, 1948, within which period it must be decided whether to enter into the production stage or drop the project.

Panaminas received a 30% participation in the syndicate for sums previously expended by it upon the property and will continue to conduct the project as syndicate manager. Tonopah, for its investment of \$10,000, will acquire a 3.5185% interest in the syndicate for which it will contribute 3.7037% of the moneys paid in. The price to be paid therefor is the same price as was paid by Panaminas for this participation.

George W. Tower and J. Ward Williams have received a 5% participation in the syndicate as compensation for bringing in the new property. Tower, a director and former vice president of Tonopah, is president of Panaminas and Williams is vice president of Panaminas.

Panaminas is 100% owned by La Luz Mines Limited (a Canadian Corporation) which is owned 71% by Ventures Limited (a Canadian Corporation) and 8% by Tonopah. Ventures Limited owns 13.48% of the stock of Tonopah and Tonopah owns less than 1% of the stock of Ventures Limited.

The sale of the syndicate participation to a registered investment company (Tonopah) by an affiliated person (Panaminas) of an affiliated person (La Luz Mines Limited) is prohibited by section 17 (a) of the act unless an exemption therefrom is granted by the Commission pursuant to section 17 (b) of the act.

All interested persons are referred to said application which is on file at the Washington, D. C., office of this Commission for a more detailed statement of the matters of fact and law therein asserted.

Notice is further given that an order granting the application may be issued by the Commission at any time after December 30, 1948 unless prior thereto a hearing on the application is ordered by the Commission as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than December 28, 1948 at 5:30 p. m., eastern standard time, submit in writing to the Commission his views or any additional fact bearing upon the application or the desirability of a hearing thereon or request the Commission, in writing, that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-10363; Filed, Dec. 16, 1948;
8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 12439]

CARL FUEGMANN

In re: Estate of Carl Fuegmann, deceased. File No. F-28-11562.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Helene Kaafe, nee Gedan, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Carl Fuegmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany)

3. That such property is in the process of administration by the County Treasurer of Albany County, New York, Albany, New York, as depository, acting under the judicial supervision of the Surrogate's Court of Albany County, New York;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10979; Filed, Dec. 16, 1948; 8:54 a. m.]

[Vesting Order 12448]

HENRY BURKHARD VOCKE

In re: Trust under the Will of Henry Burkhard Vocke, deceased—D-28-3739 G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karl Walther Freye, Werner Karl Hermann Freye, Wilhelm C. Vocke, Carl Vocke, Ernst H. Vocke, Herbert Charles Vocke, Susi Anna Vocke, Erna Katharina Vocke, Erika Charlotte Vocke, and Irene Clara Vocke whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the domiciliary personal representatives, heirs, next of kin, legatees, and distributees, names unknown of Clara Sturmann, deceased, the descendants of Clara Sturmann, deceased, names unknown, the descendants of Wilhelm C. Vocke, names unknown, and the descendants of Ernst H. Vocke, names unknown, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to and arising out of or under the trust created under the Second Codicil dated March 21, 1922, to the last Will and Testament dated January 5, 1921, of Henry Burkhard Vocke, deceased, and presently being administered by the Safe Deposit and Trust Company, 13 South Street, Baltimore, 2, Maryland, as Trustee,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof and the domiciliary personal representatives, heirs, next of kin, legatees, and distributees, names unknown of Clara Sturmann, deceased, the descendants of Clara Sturmann, deceased, names unknown, the descendants of Wilhelm C. Vocke, names unknown, and the descendants of Ernest H. Vocke, names unknown, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10980; Filed, Dec. 16, 1948; 8:54 a. m.]

[Vesting Order 12468]

MARY G. ALCOCK

In re: Trust under Will of Mary G. Alcock, deceased. File No. D-28-8702-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mariska (Mary Emily) von Klenze, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the person identified in subparagraph 1 hereof in and to the trust created under the will of Mary G. Alcock, deceased, and presently being administered by the Safe Deposit and Trust Company of Baltimore, 13 South Street, Baltimore 2, Maryland, as trustee,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10981; Filed, Dec. 16, 1948; 8:54 a. m.]

[Vesting Order 12472]

GEORGE FURUYA

In re: Rights of George Furuya under insurance contract. File No. F-39-4380-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That George Furuya, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 15,025,257, issued by the New York Life Insurance Company, New York, New York, to Rikichiro Furuya, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10982; Filed, Dec. 16, 1948;
8:54 a. m.]

[Vesting Order 12487]

JEANNE RAPP

In re: Estate of Jeanne Rapp, deceased. File No. D-28-12053; E. T. sec. 16253.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Jeanne Rapp Spittler, also known as Jeanne Rapp, Karl Rapp, Martha Schmitz, also known as Martha Shmitz, Jutta Handiges, and Marthe Handiges, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country, (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the estate of Jeanne Rapp, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country, (Germany),

3. That such property is in the process of administration by the Public Administrator of the County of New York, as Administrator, C. T. A., acting under the judicial supervision of the Surrogate's Court, New York, New York;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.
[F. R. Doc. 48-10933; Filed, Dec. 16, 1948;
8:54 a. m.]

[Vesting Order 12483]

JOHANN RAPP

In re: Estate of Johann Rapp, deceased. File No. D-28-11846; E. T. sec. 16041.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie Rapp Flalg, also known as Marie Rapp Fleith, Ann Oehler, Rosa Oehler, Robert Hoermann, and Emil Hoermann, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Josephine Rapp Bruker, also known as Josephine Rapp Brugger, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subpara-

graphs 1 and 2 hereof, and each of them, in and to the estate of Johann Rapp, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany),

4. That such property is in the process of administration by Lawrence Lorenz Schwindenhammer, as executor, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

and it is hereby determined:

5. That to the extent that the persons identified in subparagraph 1, and the domiciliary personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Josephine Rapp Bruker, also known as Josephine Rapp Brugger, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.
[F. R. Doc. 48-10934; Filed, Dec. 16, 1948;
8:54 a. m.]

[Vesting Order 12491]

ELSIE STEHNKE

In re: Rights of Elsie Stehnike under insurance contract. File No. F-23-29147-H-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elsie Stehnike, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the net proceeds due or to become due under a contract of insurance evidenced by policy No. 651025, issued by the Phoenix Mutual Life Insurance Company, Hartford, Connecticut, to Kurt Stehnike, together with the right to demand, receive and collect said net proceeds,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

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aforsaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10985; Filed, Dec. 16, 1948; 8:54 a. m.]

[Vesting Order 12499]

CHRIST HAUENSTEIN

In re: Participation certificate owned by Christ Hauenstein. F-28-25839-D-1/E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Christ Hauenstein, whose last known address is Geismannhof Str. 47, Nurnberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: All rights and interests in and under one (1) voting trust certificate for ten (10) shares of the Frances Apartments Trust, 39 South La Salle Street, Chicago, Illinois, said certificate numbered 40, registered in the name of Christ Hauenstein, and any and all rights in, to and under any dividend checks on the aforesaid shares, held by the City National Bank and Trust Company of Chicago, 208 South La Salle Street, Chicago 90, Illinois, as agent for the Voting Trustees of the Frances Apartments Trust, including particularly but not limited to the right to possession of and to present for payment the aforesaid checks,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not

within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10986; Filed, Dec. 16, 1948; 8:54 a. m.]

PAULA OPPENHEIMER

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No. and Property and Location

Paula Oppenheimer, Buenos Aires, Argentina; 7003; one-third ($\frac{1}{3}$) of the all right, title, interest, and claim of any kind or character whatsoever, of Lina Chambre Meyer and Klara Chambre, and each of them, in and to the Trust Estate of Meler Katten, deceased. \$1,518.40 in the Treasury of the United States.

Executed at Washington, D. C., on December 13, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10989; Filed, Dec. 16, 1948; 8:55 a. m.]

PETER PELLARIN

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to Section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

quate provision for taxes and conservatory expenses:

Claimant, Claim No. and Property and Location

Peter Pellarin, Sequals, di Udine, Italy, 18527; \$15,077.35 in the Treasury of the United States.

Executed at Washington, D. C., on December 13, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 48-10990; Filed, Dec. 16, 1948; 8:55 a. m.]

STEPHEN STRASSMAIR

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No. and Property and Location

Stephen Strassmair, Yonkers, N. Y., 5810; \$1,287.80 in the Treasury of the United States.

Executed at Washington, D. C., on December 13, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10991; Filed, Dec. 16, 1948; 8:55 a. m.]

FIBRES ASSOCIATES, INC.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Fibres Associates, Inc., New York, N. Y., 8765; Property described in Vesting Order No. 201, dated October 2, 1943 (8 F. R. 625, January 16, 1943), relating to United States Letters Patent Nos. 2,134,160 and 2,143,252.

Executed at Washington, D. C., on December 13, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-10992; Filed, Dec. 16, 1948; 8:55 a. m.]